

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION

AT RICHMOND, OCTOBER 26, 2021

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PETITION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2021-00229

For approval of a rate adjustment clause,  
designated Rider SNA under § 56-585.1 A 6  
of the Code of Virginia

ORDER FOR NOTICE AND HEARING

On October 5, 2021, Virginia Electric and Power Company ("Dominion" or "Company") filed with the State Corporation Commission ("Commission") a petition ("Petition") for approval of a rate adjustment clause ("RAC"), designated Rider SNA, pursuant to § 56-585.1 A 6 ("Subsection A 6") of the Code of Virginia ("Code") and the Commission's Rules Governing Utility Rate Case Applications and Annual Informational Filings of Investor-Owned Electric Utilities, 20 VAC 5-204-5 *et seq.* ("Rate Case Rules"). Through its Petition, the Company seeks approval of a RAC for the costs associated with preparing applications for Subsequent License Renewal ("SLR") to the Nuclear Regulatory Commission ("NRC") to extend the operating licenses of (the "SLR Component"), and the projects reasonably appropriate to upgrade or replace systems and equipment deemed to be necessary to operate safely and reliably, Dominion's Surry Units 1 and 2 and North Anna Units 1 and 2 in an extended period of operation<sup>1</sup> (the "Capital Upgrade Component") (collectively, the SLR Component and the Capital Upgrade Component comprise the "Nuclear Life Extension Program" or the "Program").<sup>2</sup>

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<sup>1</sup> The NRC has licensed each unit to run for 60 years. The "extended period of operation" is for another 20 years, up to 80 years. *See* Direct Testimony of Mark D. Sartain at 2, 7-8.

<sup>2</sup> Petition at 1. Old Dominion Electric Cooperative ("ODEC") has an 11.6% ownership interest in North Anna Units 1 and 2. All references to North Anna are for Dominion's ownership portion only (such as costs and capacity)

Specifically, the Company seeks (1) a determination that it is reasonable and prudent for the Company to pursue the nuclear license extensions and related projects, with a current cost projection of up to \$3.9 billion; and (2) approval of cost recovery through Rider SNA for Phase 1 of the Program totaling approximately \$1.2 billion.<sup>3</sup>

In its Petition, the Company explains that Surry Units 1 and 2 became eligible to apply for an SLR in 2012 and 2013, respectively, and North Anna Units 1 and 2 became eligible in 2018 and 2020, respectively.<sup>4</sup> The Company asserts that it submitted its SLR Application ("SLRA") for Surry Units 1 and 2 to the NRC on October 15, 2018.<sup>5</sup> The NRC Director of Nuclear Reactor Regulation issued a decision for renewed licenses for Surry Units 1 and 2 on May 4, 2021.<sup>6</sup> On August 24, 2020, the Company submitted the North Anna SLRA.<sup>7</sup> The Company expects the outcome on its North Anna SLRA will be similar to Surry.<sup>8</sup>

The Company states that in order to maintain the safety, reliability, and efficiency of the Surry and North Anna units for up to 80 years of operation, the Company has identified 33 Capital Upgrade Component projects that must be undertaken, in addition to the SLRAs.<sup>9</sup> According to the Company, it created an extensive screening process in determining whether a

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unless otherwise noted. The Company states that it has met and continues to meet regularly with ODEC to discuss the Program and associated cumulative cashflows, and ODEC is aware of this filing with the Commission. *Id.*

<sup>3</sup> *Id.* at 1-2.

<sup>4</sup> *Id.* at 4.

<sup>5</sup> *Id.*

<sup>6</sup> *Id.*

<sup>7</sup> *Id.*

<sup>8</sup> *Id.*

<sup>9</sup> *Id.*

project was necessary and eligible for the Capital Upgrade Component of the SLR.<sup>10</sup> Of the total 33 projects, the Company states that it identified 18 projects at Surry, and 15 projects at North Anna, with 12 projects common to both plants.<sup>11</sup> The Company asserts that the projects identified are essential to reduce risk and ensure the units are operated in a safe and reliable manner during the extended period.<sup>12</sup> Dominion plans to implement a majority of the projects at the Surry units first and to apply learnings from that experience to improve the efficiency of implementing the projects for the North Anna units.<sup>13</sup>

The Company states that the Program will provide clean carbon-free baseload nuclear power with a proven track record of low operating costs and around-the-clock availability to customers and the Commonwealth for another 20 years.<sup>14</sup> Dominion represents that, over the last several decades, the Company's nuclear facilities have been a critical component of its generation portfolio, representing about 33% of the Company's overall generation requirements.<sup>15</sup>

The Company asserts that the total costs associated with the Nuclear Life Extension Program over the full lifespan of the Program are projected to be \$3.9 billion, excluding financing costs.<sup>16</sup> In this Petition, the Company seeks approval of cost recovery through Rider

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<sup>10</sup> *Id.* at 4-5.

<sup>11</sup> *Id.* at 5.

<sup>12</sup> *Id.*

<sup>13</sup> *Id.*

<sup>14</sup> *Id.* at 6.

<sup>15</sup> *Id.*

<sup>16</sup> *Id.* at 7.

SNA for "Phase I" of the Program, which includes those investments to date and for the following three calendar years (2022-2024) totaling approximately \$1.2 billion.<sup>17</sup> Subject to Commission approval, the Company would plan to present a "Phase II" cost recovery proposal prior to the conclusion of the Phase I period.<sup>18</sup>

The Company represents that it has used a return on equity ("ROE") of 9.2% for purposes of calculating the Rider SNA revenue requirement in this case, as approved in Case No. PUR-2019-00050.<sup>19</sup> Dominion acknowledges that the Commission will set a new ROE in the Company's Triennial Review, Case No. PUR-2021-00058,<sup>20</sup> and the Commission-approved ROE will be applicable for use in the Projected Cost Recovery Factor component of the revenue requirement ultimately approved as part of this proceeding.<sup>21</sup>

The proposed rate year for this proceeding is September 1, 2022, through August 31, 2023 ("Rate Year").<sup>22</sup> The three key components of the revenue requirement are the Projected Cost Recovery Factor, the Allowance for Funds Used During Construction ("AFUDC") Cost Recovery Factor, and the Actual Cost True-Up Factor.<sup>23</sup> The Company is

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<sup>17</sup> *Id.*

<sup>18</sup> *Id.* at 8.

<sup>19</sup> *Id.* See *Application of Virginia Electric and Power Company, For the determination of the fair rate of return on common equity pursuant to § 56-585.1:1 C of the Code of Virginia*, Case No. PUR-2019-00050, 2019 S.C.C. Ann. Rept. 400, 406, Final Order (Nov. 21, 2019).

<sup>20</sup> See generally, *Application of Virginia Electric and Power Company, For a 2021 Triennial Review of the rates, terms and conditions for the provision of generation, distribution and transmission services pursuant to § 56-585.1 A of the Code of Virginia*, Case No. PUR-2021-00058.

<sup>21</sup> Petition at 8.

<sup>22</sup> *Id.* at 9; Direct Testimony of C. Alan Givens ("Givens Direct") at 3.

<sup>23</sup> Petition at 9; Givens Direct at 3.

requesting recovery of a Projected Cost Recovery Factor amount of \$61,232,000, and recovery of an AFUDC Cost Recovery Factor amount of \$47,621,000, for a total combined revenue requirement amount of \$108,852,000, for the Rate Year.<sup>24</sup> The Company states that the implementation of the proposed Rider SNA on September 1, 2022, will increase a residential customer's monthly bill, based on 1,000 kilowatt hours per month, by \$2.11.<sup>25</sup>

Dominion also requests a waiver, in part, of the requirements under Rate Case Rule 90 with respect to paper copies of certain Filing Schedule 46 materials.<sup>26</sup> The Company states that the Rate Case Rules require the Company to provide "key documents supporting the projected and actual costs that the applicant seeks to recover through the rate adjustment clause, such as economic analyses, contracts, studies, investigations, results from requests for proposals, cost benefit analyses, or other items supporting the costs."<sup>27</sup> According to Dominion, the supporting documentation responsive to this requirement is voluminous and not easily viewed in hard copy format, and therefore the Company proposes to provide the documentation in electronic format only.<sup>28</sup> The Company states that this request for waiver is consistent with recent Commission orders granting similar limited waivers.<sup>29</sup>

Finally, in conjunction with the filing of its Petition, the Company filed the Motion of Virginia Electric and Power Company for Entry of a Protective Order and Additional Protective

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<sup>24</sup> Petition at 10; Givens Direct at 8.

<sup>25</sup> Petition at 10.

<sup>26</sup> *Id.* at 8.

<sup>27</sup> *Id.* at 12-13; Rate Case Rule 90, Instructions for Schedule 46(b)(1)(iv).

<sup>28</sup> Petition at 13.

<sup>29</sup> *Id.*

Treatment ("Motion for Protective Order") and a proposed protective ruling that establishes procedures governing the use of confidential information in this proceeding.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that this matter should be docketed; the Company should provide public notice of its Petition; public hearings should be scheduled for the purpose of receiving testimony and evidence on the Petition; interested persons should have an opportunity to file comments on the Petition or to participate in this proceeding as a respondent; and the Staff should be directed to investigate the Petition and to file testimony and exhibits containing its findings and recommendations thereon.

We find that a Hearing Examiner should be assigned to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion for Protective Order and filing a final report containing the Hearing Examiner's findings and recommendations.

Further, for purposes of making the Petition complete and commencing this proceeding, we grant Dominion's requests to waive in part the requirements under Rate Case Rule 90 with respect to the filing of certain Schedule 46 materials. We find, however, that the Company shall file with the Clerk of the Commission one (1) hard copy and three (3) electronic copies on compact discs of the documentation required by the Rate Case Rules for Schedule 46(b)(1)(iv) within twenty-one (21) calendar days from the date of this Order.

The Commission takes judicial notice of the ongoing public health issues related to the spread of the coronavirus, or COVID-19. The Commission has taken certain actions, and may take additional actions going forward, which could impact the procedures in this proceeding.<sup>30</sup>

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<sup>30</sup> See, e.g., *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic Service of Commission Orders*, Case No. CLK-2020-00004, Doc. Con. Cen. No. 200330035, Order Concerning Electronic Service of Commission Orders (Mar. 19, 2020), *extended by* Doc. Con. Cen. No. 200520105, Order Regarding the

Consistent with these actions, in regard to the terms of the procedural framework established below, the Commission will, among other things, direct the electronic filing of testimony and pleadings unless they contain confidential information, and require electronic service on parties to this proceeding.

We note that the proposed Rider SNA, if approved, would result in an increase to customer bills. We realize that the ongoing COVID-19 public health issues have caused devastating economic effects that impact utility customers. We have responded to this economic emergency by, among other actions, directing Virginia utilities to offer extended payment plans, without late fees for those who are current on such plans, to protect customers from service disconnection. We are sensitive to the effects of rate increases, especially in times such as these. The Commission, however, must and will follow the laws applicable to this case, as well as the findings of fact supported by evidence in the record.

Accordingly, IT IS ORDERED THAT:

- (1) This matter is docketed and assigned Case No. PUR-2021-00229.
- (2) All pleadings in this matter should be submitted electronically to the extent authorized by Rule 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice").<sup>31</sup> Confidential and Extraordinarily Sensitive Information

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State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel., State Corporation Commission, Ex Parte: Revised Operating Procedures During COVID-19 Emergency*, Case No. CLK-2020-00005, Doc. Con. Cen. No. 200330042, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (Mar. 19, 2020) ("Revised Operating Procedures Order"), *extended by* Doc. Con. Cen. No. 200520105, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic service among parties during COVID-19 emergency*, Case No. CLK-2020-00007, Doc. Con. Cen. No. 200410009, Order Requiring Electronic Service (Apr. 1, 2020).

<sup>31</sup> 5 VAC 5-20-10 *et seq.*

shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.<sup>32</sup>

(3) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Rules of Practice, the Commission directs that service on parties and the Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and the Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent practicable, in an electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or the Staff is impeded from preparing its case.

(4) As provided by § 12.1-31 of the Code and Rule 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Rules of Practice, a Hearing Examiner is appointed to conduct all further proceedings in this matter on behalf of the Commission.

(5) The Commission hereby schedules a telephonic hearing for the receipt of testimony from public witnesses on the Company's Petition, as follows:

- (a) A hearing for the receipt of testimony from public witnesses on the Company's Petition shall be convened telephonically at 10 a.m. on April 26, 2022, with no public witness present in the Commission's courtroom.<sup>33</sup>
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.

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<sup>32</sup> As noted in the Revised Operating Procedures Order, submissions to the Commission's Clerk's Office via U.S. mail or commercial mail equivalents may be subject to delayed processing due to the COVID-19 public health issues.

<sup>33</sup> The Commission will convene counsel of record in this proceeding to attend the public witness hearing virtually.



- (c) On or before April 22, 2022, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141.
- (d) Beginning at 10 a.m. on April 26, 2022, the Commission will telephone sequentially each person who has signed up to testify as provided above.
- (e) This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

(6) A public evidentiary hearing on the Petition shall be convened at 10 a.m. on April 27, 2022, either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means, to receive testimony and evidence offered by the Company, respondents, and the Staff on the Petition. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

(7) An electronic copy of the public version of the Company's Petition may be obtained by submitting a written request to counsel for the Company, Lisa R. Crabtree, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or [lcrabtree@mcguirewoods.com](mailto:lcrabtree@mcguirewoods.com). Interested persons also may download unofficial copies of the public version of the Petition and other documents filed in this case from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

(8) On or before November 17, 2021, the Company shall cause the following notice to be published as display advertising (not classified) on one occasion in newspapers of general circulation throughout the Company's service territory in Virginia:

NOTICE TO THE PUBLIC OF A PETITION BY VIRGINIA  
ELECTRIC AND POWER COMPANY  
FOR APPROVAL OF A RATE ADJUSTMENT CLAUSE,  
DESIGNATED RIDER SNA, UNDER § 56-585.1 A 6  
OF THE CODE OF VIRGINIA  
CASE NO. PUR-2021-00229

- Virginia Electric and Power Company ("Company") has petitioned for approval of a rate adjustment clause, designated Rider SNA.
- The total revenue requirement requested for recovery in this Petition for the Rate Year beginning September 1, 2022, is \$108,852,000.
- The Company states that the implementation of proposed Rider SNA on September 1, 2022, will increase a residential customer's monthly bill, based on 1,000 kilowatt hours of electricity usage per month, by \$2.11.
- A Hearing Examiner appointed by the Commission will hold a telephonic hearing in this case on April 26, 2022, at 10 a.m., for the receipt of public witness testimony.
- An evidentiary hearing will be held on April 27, 2022, at 10 a.m., either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.
- Further information about this case is available on the Commission website at: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

On October 5, 2021, Virginia Electric and Power Company ("Dominion" or "Company") filed with the State Corporation Commission ("Commission") a petition ("Petition") for approval of a rate adjustment clause ("RAC"), designated Rider SNA, pursuant to § 56-585.1 A 6 of the Code of Virginia and the Commission's Rules Governing Utility Rate Case Applications and Annual Informational Filings of Investor-Owned Electric Utilities, 20 VAC 5-204-5 *et seq.* Through its Petition, the Company seeks approval of a RAC for the costs associated with preparing applications for Subsequent License Renewal ("SLR") to the Nuclear Regulatory Commission ("NRC") to extend the operating licenses of (the "SLR Component"), and the projects reasonably appropriate to upgrade or replace systems and equipment deemed to be necessary to operate safely and reliably, Dominion's Surry

Units 1 and 2 and North Anna Units 1 and 2 in an extended period of operation, from 60 to 80 years (the "Capital Upgrade Component") (collectively, the SLR Component and the Capital Upgrade Component comprise the "Nuclear Life Extension Program" or the "Program"). Specifically, the Company seeks (1) a determination that it is reasonable and prudent for the Company to pursue the nuclear license extensions and related projects, with a current cost projection of up to \$3.9 billion; and (2) approval of cost recovery through Rider SNA for Phase 1 of the Program totaling approximately \$1.2 billion.

In its Petition, the Company explains that Surry Units 1 and 2 became eligible to apply for an SLR in 2012 and 2013, respectively, and North Anna Units 1 and 2 became eligible in 2018 and 2020, respectively. The Company asserts that it submitted its SLR Application ("SLRA") for Surry Units 1 and 2 to the NRC on October 15, 2018. The NRC Director of Nuclear Reactor Regulation issued a decision for renewed licenses for Surry Units 1 and 2 on May 4, 2021. On August 24, 2020, the Company submitted the North Anna SLRA. The Company expects the outcome on its North Anna SLRA will be similar to Surry.

The Company states that in order to maintain the safety, reliability, and efficiency of the Surry and North Anna units for up to 80 years of operation, the Company has identified 33 Capital Upgrade Component projects that must be undertaken, in addition to the SLRAs. Of the total 33 projects, the Company states that it identified 18 projects at Surry, and 15 projects at North Anna, with 12 projects common to both plants. The Company asserts that the projects identified are essential to reduce risk and ensure the units are operated in a safe and reliable manner during the extended period from 60 to 80 years.

The Company states that the Program will provide clean carbon-free baseload nuclear power with a proven track record of low operating costs and around-the-clock availability to customers and the Commonwealth for another 20 years. Dominion represents that, over the last several decades, the Company's nuclear facilities have been a critical component of its generation portfolio, representing about 33% of the Company's overall generation requirements.

The Company asserts that the total costs associated with the Nuclear Life Extension Program over the full lifespan of the Program are projected to be \$3.9 billion, excluding financing costs.

In this Petition, the Company seeks approval of cost recovery through Rider SNA for "Phase I" of the Program, which includes those investments to date and for the following three calendar years (2022-2024) totaling approximately \$1.2 billion. Subject to Commission approval, the Company would plan to present a "Phase II" cost recovery proposal prior to the conclusion of the Phase I period.

The Company represents that it has used a return on equity ("ROE") of 9.2% for purposes of calculating the Rider SNA revenue requirement, as approved in Case No. PUR-2019-00050. Dominion acknowledges that the Commission will set a new ROE in the Company's Triennial Review, Case No. PUR-2021-00058, and the Commission-approved ROE will be applicable for use in the Projected Cost Recovery Factor component of the revenue requirement ultimately approved as part of this proceeding.

The proposed rate year for this proceeding is September 1, 2022, through August 31, 2023 ("Rate Year"). The three key components of the revenue requirement are the Projected Cost Recovery Factor, the Allowance for Funds Used During Construction ("AFUDC") Cost Recovery Factor, and the Actual Cost True-Up Factor. The Company is requesting recovery of a Projected Cost Recovery Factor amount of \$61,232,000, and recovery of an AFUDC Cost Recovery Factor amount of \$47,621,000, for a total combined revenue requirement amount of \$108,852,000, for the Rate Year.

The Company states that the implementation of the proposed Rider SNA on September 1, 2022, will increase a residential customer's monthly bill, based on 1,000 kilowatt hours of electricity usage per month, by \$2.11.

Interested persons are encouraged to review Dominion's Application and supporting documents in full for details about these and other proposals.

TAKE NOTICE that the Commission may apportion revenues among customer classes and/or design rates in a manner differing from that shown in the Petition and supporting documents and thus may adopt rates that differ from those appearing in the Company's Petition and supporting documents.

The Commission entered an Order for Notice and Hearing that, among other things, scheduled public hearings on Dominion's Petition. On April 26, 2022, at 10 a.m., a Hearing Examiner

appointed by the Commission will hold a telephonic hearing for the purpose of receiving the testimony of public witnesses, with no public witness present in the Commission's courtroom. On or before April 22, 2022, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

On April 27, 2022, at 10 a.m., either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means, a Hearing Examiner appointed by the Commission will convene a hearing to receive testimony and evidence offered by the Company, any respondents, and the Commission's Staff on the Company's Petition. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

The Commission has taken judicial notice of the ongoing public health issues related to the spread of the coronavirus, or COVID-19. In accordance therewith, all pleadings, briefs, or other documents required to be served in this matter should be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"). Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.

Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Rules of Practice, the Commission has directed that service on parties and the Commission's Staff in this matter shall be accomplished by electronic means. Please refer to the Commission's Order for Notice and Hearing for further instructions concerning Confidential or Extraordinarily Sensitive Information.

An electronic copy of the public version of the Company's Petition may be obtained by submitting a written request to counsel for the Company, Lisa R. Crabtree, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or [lcrabtree@mcguirewoods.com](mailto:lcrabtree@mcguirewoods.com).

On or before April 15, 2022, any interested person may submit comments on the Petition by following the instructions on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2021-00229.

On or before January 3, 2022, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed above. Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2021-00229.

On or before February 15, 2022, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed above. Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Commission's Staff, the Company, and all other respondents simultaneous with its filing. In all filings, respondents shall

comply with the Commission's Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2021-00229.

Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by the Commission's Order for Notice and Hearing, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Rules of Practice.

The public version of the Company's Petition and other documents filed in this case, the Commission's Rules of Practice, and the Commission's Order for Notice and Hearing may be viewed at: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

#### VIRGINIA ELECTRIC AND POWER COMPANY

(9) The Company shall serve each official listed in 20 VAC 5-204-10 J 1 as provided by 20 VAC 5-204-10 J 2.

(10) On or before December 1, 2021, the Company shall file proof of the notice and service required by Ordering Paragraphs (8) and (9), including the name, title, address, and electronic mail address (if applicable) of each official served, with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling).

(11) On or before April 15, 2022, any interested person may submit written comments on the Application by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2021-00229.

(12) On or before January 3, 2022, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation at

[scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed above. Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2021-00229.

(13) Within three (3) business days of receipt of a notice of participation as a respondent, the Company shall serve a copy of the public version of its Application on the respondent.

(14) On or before February 15, 2022, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed above. Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Commission's Staff, the Company, and all other respondents simultaneous with its filing. In all filings, respondents shall comply with the Commission's Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2021-00229.



(15) On or before March 31, 2022, the Staff shall investigate the Petition and file with the Clerk of the Commission its testimony and exhibits concerning the Petition, and each Staff witness's testimony shall include a summary not to exceed one page. A copy thereof shall be served on counsel to the Company and all respondents.

(16) On or before April 14, 2022, Dominion shall file with the Clerk of the Commission any rebuttal testimony and exhibits that it expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. The Company shall serve a copy of its rebuttal testimony and exhibits on the Staff and all respondents.

(17) Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified herein, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Rules of Practice.

(18) Rule of Practice 5 VAC 5-20-260, *Interrogatories to parties or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within seven (7) calendar days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney, if the interrogatory or request for production is directed to the

Staff.<sup>34</sup> Except as modified herein, discovery shall be in accordance with Part IV of the Commission's Rules of Practice, 5 VAC 5-20-240 *et seq.*

(19) The Company's request for waiver of the requirements of Rate Case Rule 90 with respect to the filing of certain Schedule 46 materials is granted as set forth in this Order.

(20) Dominion shall file with the Clerk of the Commission one (1) hard copy and three (3) electronic copies on compact discs of the documentation required by the Rate Case Rules for Schedule 46(b)(1)(iv) within twenty-one (21) calendar days from the date of this Order.

(21) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.

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<sup>34</sup> The assigned Staff attorney is identified on the Commission's website, [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information), by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number, PUR-2021-00229, in the appropriate box.